

**REGULAR MEETING OF THE COMMON COUNCIL
OF THE CITY OF PLATTSBURGH, NEW YORK**

August 9, 2018

5:30 P.M.

MINUTES

Pledge of Allegiance

(RC)

Present: Mayor Colin Read, Councilors Rachelle Armstrong (W1), Mike Kelly (W2), Dale Dowdle (W3), Peter Ensel (W4), Joshua Kretser (W6)

Absent: **Councilor Patrick McFarlin (W5)**

MAYOR'S COMMENTS: Spoke about property acquisition on Rugar Street.

1. MINUTES OF THE PREVIOUS MEETING: Not available until August 16, 2018

2. PAYROLLS OF VARIOUS DEPARTMENTS:

RESOLVED: That the payrolls of the various Departments of the City of Plattsburgh for the week ending August 8, 2018 in the amount of **\$ 100,719.67** are authorized and allowed and the Mayor and the City Clerk are hereby empowered and directed to sign warrants drawn on the City Chamberlain for the payment thereof.

By Councilor Kretser; Seconded by Councilor Kelly
(All in Favor/opposed)

Roll call: Councilors Armstrong, Kelly, Dowdle, Ensel, Kretser
(All voted in the affirmative)

3. REPORTS OF CITY OFFICES & COMMITTEE REPORTS:

- Report of Fire and Ambulance Responses for the week of July 31- August 6, 2018
- Report from the Building Inspector's office for the week of August 1-7, 2018

• **COUNCILOR/DEPARTMENT CHAIR COMMITTEE REPORTS:**

Governance, Strategy, and City Operations- Chair Councilor Kretser. Councilor Armstrong is developing survey on straw ban and will work with Josh on Cryptocurrency.

City Infrastructure – Chair Councilor Ensel spoke about meeting earlier.

Finance and Budget – Chair Councilor Kelly indicated monthly meeting next Thursday.

Public Safety – Chair Councilor Dowdle indicated no update.

Plattsburgh Public Library – Chair Councilor Armstrong spoke about the Library.

MLD - MLD Board President Councilor McFarlin absent. Mayor Read indicated MLD continuing on with completion of property purchase.

RESOLVED: That the reports as listed are hereby ordered received and any written reports are placed on file among the public records of the City Clerk’s Office.

By Councilor _____; Seconded by Councilor _____

(All in Favor/opposed)

Roll call: Councilors Armstrong, Kelly, Dowdle, Ensel, Kretser

4. CORRESPONDENCE OR RECOMMENDATIONS FROM BOARDS: None

5. AUDIT OF CLAIMS:

RESOLVED: That the bills Audited by the Common Council for the week ending August 10, 2018 in the amount of \$_____ are authorized and allowed and the Mayor and City Clerk are hereby authorized and directed to sign warrants drawn on the City Chamberlain for the payment thereof.

By Councilor _____; Seconded by Councilor _____

(All in Favor/opposed)

Roll call: Councilors Armstrong, Kelly, Dowdle, Ensel, Kretser

6. PERSONS ADDRESSING COUNCIL ON AGENDA ITEMS ONLY:

Mayor Read allowed a presentation from Amy Guglielmo regarding Outside Art for a New Business item to be introduced later.

Amy Guglielmo gave presentation on possibility using “Info Booth or Kiosk” on City Hall Place for new mural. Fully funded, fully sponsored, no cost to city.

7. OTHER ITEMS:

Motion to remove item 7A from the Table

By Councilor _____; Seconded by Councilor _____

Roll call: Councilors Armstrong, Kelly, Dowdle, Ensel, Kretser

ACTION TAKEN: Adopted _____ Defeated _____ Withdrawn _____ Tabled _____

A. RESOLVED: In accordance with the request therefore the Common Council approves Plattsburgh High School to have its annual Homecoming Parade on Saturday, October 13, 2018 at 12:00 pm. The parade route would begin at Stafford Middle School on Broad Street continue up Rugar Street, then down Adirondack Lane onto Clifford Drive and finally down Angell Drive concluding at the entrance of

Plattsburgh High School. There will be no cost for Police since streets are not closed and they should be able to handle the event with regularly scheduled officers and no cost for Public Works.

By Councilor _____; Seconded by Councilor _____

Discussion:

Roll call: Councilors Armstrong, Kelly, Dowdle, Ensel, Kretser

ACTION TAKEN: Adopted _____ Defeated _____ Withdrawn _____ Tabled _____

Follow up Action:

Motion to remove item 7B from the Table

By Councilor Armstrong; Seconded by Councilor Ensel

Roll call: Councilors Armstrong, Kelly, Dowdle, Ensel, Kretser

(All voted in the affirmative)

ACTION TAKEN: Adopted

B. RESOLVED: In accordance with the request therefore the Common Council approves Adirondack North Country Gender Alliance to hold a parade and festival from 12:00pm to 4:00 pm on Saturday, September 29, 2018. The parade would travel on Margaret Street to Broad Street to Oak Street to Court Street returning to Trinity Park for festival. The group is requesting street closures and power in Trinity Park and there will be vendors and tents in Trinity. A utility fee of \$20 for electricity, a certificate of insurance for event and vendors, portopottys, dig safe permits, and health department requirements for vendors are required. There will be a cost of approximately \$2,250 for Police and approximately \$3,000 for Public Works due to the City of Plattsburgh.

Resolution amended as follows:

B. RESOLVED: In accordance with the request therefore the Common Council approves Adirondack North Country Gender Alliance to hold a parade and festival from 12:00pm to 4:00 pm on Saturday, September 29, 2018. The parade would travel on sidewalk adjacent to Margaret Street to Broad Street to Oak Street to Court Street returning to Trinity Park for festival. The group is requesting power in Trinity Park and tents in Trinity. A utility fee of \$20 for electricity, a certificate of insurance for event, portopottys, dig safe permits are required.

By Councilor Armstrong; Seconded by Councilor Ensel

Discussion: Yes

Roll call: Councilors Armstrong, Kelly, Dowdle, Ensel, Kretser

(All voted in the affirmative)

ACTION TAKEN: Adopted

Follow up Action: None

C. RESOLVED: In accordance with the request therefore, the Common Council authorizes the Mayor to sign a deed from the City of Plattsburgh to the City of Plattsburgh, and other associated conveyance

and merger documents, in order to merge tax map parcels 220.4-31.1, 220.4-31.31 and 220.4-32 into a single parcel.

By Councilor Kelly; Seconded by Councilor Dowdle

Discussion: None

Roll call: Councilors Armstrong, Kelly, Dowdle, Ensel, Kretser

(All voted in the affirmative)

ACTION TAKEN: Adopted

Follow up Action: None

D. RESOLVED: In accordance with the request therefore, the Common Council authorizes the City Chamberlain to revise Capital Project H8130.52, 2007 WPCP Structural Improvements, for an additional \$50,000 of funding from the Sewer Capital Reserve.

By Councilor Ensel; Seconded by Councilor Armstrong

Discussion: None

Roll call: Councilors Armstrong, Kelly, Dowdle, Ensel, Kretser

(All voted in the affirmative)

ACTION TAKEN: Adopted

Follow up Action: None

E. RESOLVED: In accordance with the request therefore, the Common Council authorizes executing Amendment 1 to CDM Smith’s agreement for the dewatering upgrades to include this work at a lump sum cost of \$68,400. Funding will be from Capital Project H8130.52.

By Councilor Armstrong; Seconded by Councilor Dowdle

Discussion: None

Roll call: Councilors Armstrong, Kelly, Dowdle, Ensel, Kretser

(All voted in the affirmative)

ACTION TAKEN: Adopted

Follow up Action: None

F. WHEREAS, Skyway Properties, LLC (“Petitioner”), filed Article 7 Real Property Assessment Review cases against the City challenging the 2014, 2015, 2016 and 2017 assessments on real property located at 5059 US Avenue, Plattsburgh, New York (Tax Map Parcel No. 221.16-1-18.1); and

WHEREAS, it appears to be in the best interests of the City to avoid the significant costs that would result if the litigation continues and goes to Trial; and

WHEREAS, the City Assessor now recommends proposed settlement terms which have been negotiated with Petitioner; and

NOW, THEREFORE, BE IT

RESOLVED, that the Common Council hereby approves the proposed settlement of the tax assessment cases filed by Petitioner for assessments years 2014, 2015, 2016 and 2017 as follows:

1) The assessments shall be reduced as follows:

Assessment Year	Assessed Value	Reduced Assessed Value
2014	\$6,412,100	\$5,650,000
2015	\$6,412,100	\$5,750,000
2016	\$6,412,100	\$5,775,000
2017	\$6,412,100	\$5,775,000

2) Refunds shall be paid based on the assessment reductions; and

3) Section 727 of the Real Property Tax Law will apply, fixing the assessments at \$5,775,000 for the 2018, 2019 and 2020 Assessment Rolls unless the properties are further improved or the assessments are subject to some other exception under Section 727; and

BE IT FURTHER, RESOLVED, that unless otherwise ordered by the Court, refunds based upon the assessment reductions shall be paid without interest provided they are paid within ninety (90) days after Petitioner serves a copy of the filed Court Order approving the settlement, with Notice of Entry, on the City; and

BE IT FURTHER, RESOLVED, that the Common Council further authorizes and directs the Mayor, City Assessor and/or its Special Counsel to execute settlement documents and take any additional steps necessary to effectuate the settlement in accordance with the terms of this Resolution.

Motion to waive reading and move the resolution

By Councilor Armstrong; Seconded by Councilor Ensel
Roll call: Councilors Armstrong, Kelly, Dowdle, Ensel, Kretser
(All voted in the affirmative)
Discussion: None
Roll call: Councilors Armstrong, Kelly, Dowdle, Ensel, Kretser
(All voted in the affirmative)
ACTION TAKEN: Adopted
Follow up Action: None

G. RESOLVED: In accordance with the request therefore the Common Council authorizes payment to Saratoga Associates and AES Northeast for engineering services in support of the City’s Consolidated Funding Applications (CFAs) in amounts of \$4,850.00 and \$1,689.25, respectively, to be expensed out of the Community Development budget.

By Councilor Armstrong; Seconded by Councilor Ensel
Discussion: Yes
Roll call: Councilors Armstrong, Kelly, Dowdle, Ensel, Kretser
(All voted in the affirmative)

ACTION TAKEN: Adopted

Follow up Action: None

8. TRAVEL REQUEST: None

9. RESOLUTIONS FOR INITIAL CONSIDERATION:

Mayor Read added the following for Initial Consideration:

Request from Outside Art to use Kiosk, as discussed in opening Public comments, also known as Info Booth on City Hall Place to paint a mural at no cost to the City of Plattsburgh.

Motion to waive Rule 4 for Initial consideration:

By Councilor Armstrong; Seconded by Councilor Kretser

Roll call: Councilors Armstrong, Kelly, Dowdle, Ensel, Kretser

(All voted in the affirmative)

RESOLVED: In accordance with the request therefore the Common Council approves Outside Art to use Kiosk, as discussed in opening Public comments, also known as Info Booth on City Hall Place to paint a mural at no cost to the City of Plattsburgh.

Discussion: Yes

Roll call: Councilors Armstrong, Kelly, Dowdle, Ensel, Kretser

(All voted in the affirmative)

ACTION TAKEN: Adopted

10. NEW BUSINESS AND COUNCILOR REPORTS:

Councilor Dowdle indicated he was contacted by resident interested in planting flowers. Can they just do this?

Corporation Counsel Dean Schneller will provide some information.

Councilor Dowdle asked Public Works Superintendent Mike Brodi about prior group of volunteers from years prior.

Public Works Superintendent Mike Brodi will try to locate old information.

Councilor Kelly happy that Councilor Armstrong is considering ban on straws.

Mayor Read mentioned Chief Ritter will be participating in talk with Plattsburgh School District to facilitate having special officers hired by the school district in the schools. Also, helping in hiring of Parking Enforcement attendant, in the forefront of our efforts of community policing and working with Building Inspectors office on code enforcement.

11. CLOSING PUBLIC COMMENTS ON ANY TOPIC:

Chris Miller spoke about Saranac River Trail and how would it be paid for if not by raising taxes and suggested possible smoking ban for downtown events.

Motion to Adjourn by Councilor Dowdle; Seconded by Councilor Kelly

Roll call: Councilors Armstrong, Kelly, Dowdle, Ensel, Kretser

(All voted in the affirmative)

MEETING ADJOURNED: 6:11 pm